

Notice of Allowability

Application No.

10/666,859

Examiner

David J. Parsley

Applicant(s)

MELVILLE, ROBERT T.

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-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to applicant's amendment dated 5-17-07.
2. ☒ The allowed claim(s) is/are 19-27.
3. ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
 - a) ☐ All b) ☐ Some* c) ☐ None of the:
 1. ☐ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

* Certified copies not received: _____.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.
THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.

4. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
 5. ☒ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
 - (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
 - 1) ☐ hereto or 2) ☐ to Paper No./Mail Date _____.
 - (b) ☒ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date _____.
- Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
6. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

Attachment(s)

1. ☐ Notice of References Cited (PTO-892)
2. ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
3. ☐ Information Disclosure Statements (PTO/SB/08),
Paper No./Mail Date _____
4. ☐ Examiner's Comment Regarding Requirement for Deposit
of Biological Material

5. ☐ Notice of Informal Patent Application
6. ☐ Interview Summary (PTO-413),
Paper No./Mail Date _____
7. ☒ Examiner's Amendment/Comment
8. ☒ Examiner's Statement of Reasons for Allowance
9. ☐ Other _____

Examiner's Comment

Drawings

1. The drawings are objected to under 37 CFR 1.83(a). The drawings must show every feature of the invention specified in the claims. Therefore, the holes in the distal end of the first portion of the first tube as seen in lines 20-21 of claim 23 and the one or more holes of the first tube as seen in line 13 of claim 24 must be shown or the feature(s) canceled from the claim(s). No new matter should be entered.

Corrected drawing sheets in compliance with 37 CFR 1.121(d) are required in reply to the Office action to avoid abandonment of the application. Any amended replacement drawing sheet should include all of the figures appearing on the immediate prior version of the sheet, even if only one figure is being amended. The figure or figure number of an amended drawing should not be labeled as "amended." If a drawing figure is to be canceled, the appropriate figure must be removed from the replacement sheet, and where necessary, the remaining figures must be renumbered and appropriate changes made to the brief description of the several views of the drawings for consistency. Additional replacement sheets may be necessary to show the renumbering of the remaining figures. Each drawing sheet submitted after the filing date of an application must be labeled in the top margin as either "Replacement Sheet" or "New Sheet" pursuant to 37 CFR 1.121(d). If the changes are not accepted by the examiner, the applicant will be notified and informed of any required corrective action in the next Office action. The objection to the drawings will not be held in abeyance.

REASONS FOR ALLOWANCE

2. The following is an examiner's statement of reasons for allowance: the limitations of "...a first tube having a first end and a second end and a bend disposed between the first and the second ends...the bend forming an obtuse angle between the first and second portions...a strap secured to the terminal end of the first portion of the first tube; two clips secured to the strap, each clip for engaging a reel eye of a first fishing reel to support a first fishing rod secured to the first fishing reel in a generally horizontal orientation relative to the boat...a second tube for engaging a handle of a second fishing rod and supporting a second fishing rod above the first fishing rod relative to the boat when both a first and a second fishing rods are supported by the dual fishing rod holder, the second tube attached to the second portion of the first tube via a support directly connected between the second tube and the second portion of the first tube, the support oriented perpendicular to the second tube and the second portion of the first tube, the second tube extending above and parallel with the second portion of the first tube..." in claim 19, and the limitations of "...a first tube having a first end and a second end, and a bend disposed between said first and second ends...the bend forming an obtuse angle between said first and second portions...a second tube attached to the second portion of the first tube via a support directly connected between said second tube and said second portion of said first tube, said support positioned perpendicular to said second tube and said second portion of said first tube, said second tube extending above and being parallel with said second portion of said first tube; first and second straps attached directly to holes in the distal end of said first portion of said first

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tube, each of said straps extending downwardly from said first portion of said first tube, and each strap having a clip disposed thereon; each clip being adapted to engage a reel of a fishing rod...” in claim 23 and the limitations of “...a first tube having a first end and a second end and a bend disposed between the first and second ends...the bend forming an obtuse angle between the first and second portions...a strap secured to the one or more holes of the first portion of the first tube; two clips secured to the strap, each clip for engaging a reel eye of a first fishing reel to support a first fishing rod secured to the first fishing reel in a generally horizontal orientation relative to the boat; a second tube for engaging a handle of a second fishing rod and supporting a second fishing rod above the first fishing rod relative to the boat when both a first and a second fishing rods are supported by the dual fishing rod holder, the second tube attached to the second portion of the first tube via a support directly connected between the second tube and the second portion of the first tube, the support oriented perpendicular to the second tube and the second portion of the first tube, the second tube extending above and parallel with the second portion of the first tube...” in claim 24 all are not found in combination in the prior art of record.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled “Comments on Statement of Reasons for Allowance.”

3. Any inquiry concerning this communication or earlier communications from the examiner should be directed to David J. Parsley whose telephone number is (571) 272-6890. The examiner can normally be reached on Monday-Friday from 8am to 4pm.

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If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Peter Poon can be reached on (571) 272-6891. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.


DAVID PARSLEY
PRIMARY EXAMINER